

UNITED STATES DISTRICT COURT
THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: DAVOL, INC./C.R. BARD,
INC., POLYPROPYLENE HERNIA
MESH PRODUCTS LIABILITY
LITIGATION

Case No. 2:18-md-2846

Judge Edmund A. Sargus, Jr.
Magistrate Judge Kimberly A. Jolson

This document relates to:
Neely v. Davol, Inc. et al.
Case No. 2:20-cv-2052

ORDER

This matter is before the Court on Plaintiff's unopposed Motion to Substitute Party. (ECF No. 4.) Rule 25 provides that, "[i]f a party dies and the claim is not extinguished, the court may order substitution of the proper party." Fed. R. Civ. P. 25(a)(1). "A motion for substitution may be made by any party or by the decedent's successor or representative." *Id.*

Following Plaintiff's death, his sister Angela Neely was appointed the personal representative of his estate. (ECF No. 4.) Plaintiff now moves for the substitution of Angela Neely, as Representative of the Estate of Robert Neely as the proper plaintiff. (*Id.*) Plaintiff's unopposed Motion to Substitute Angela Neely as the proper plaintiff is **GRANTED**. The Clerk is directed to substitute Angela Neely, as Representative of the Estate of Robert Neely as Plaintiff in place of Robert Neely.

IT IS SO ORDERED.

9/23/2022
DATE

s/Edmund A. Sargus, Jr.
EDMUND A. SARGUS, JR.
UNITED STATES DISTRICT JUDGE